



PATENT
034827-0302

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: RICHARD W. TSENG, et al.

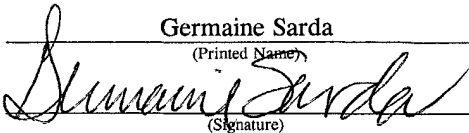
Title: BCR-ABL GENE
REARRANGEMENT
ASSAY METHOD

Appl. No.: 09/747,165

Appl. Filing Date: 12/22/2000

Examiner: Jeffrey Norman Fredman

Art Unit: 1637

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**SUBMISSION ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION
UNDER 37 C.F.R. § 1.114**

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Sir:

This submission accompanies a Request for Continued Examination in the above-captioned application and is responsive to the Final Office Action, mailed August 7, 2002 ("Paper No. 14") and the Advisory Action, mailed November 22, 2002. Further as permitted under 37 C.F.R. § 1.114(d), this Request for Continued Examination is submitted in lieu of the appeal brief required by the Notice of Appeal filed November 7, 2002, in the above-referenced application. Applicants note for the record that an Appeal Brief was filed on April 7, 2003 but was considered defective as indicated by an Office Communication mailed on May 16, 2003. Rather than refile the brief, Applicants choose instead to reopen prosecution with the filing the instant Request for Continued Examination. A period of one month was given for filing a responsive Appeal Brief. Accordingly, Applicant believes the Request for Continued

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Examination and this submission is timely filed. A Check covering the amount for the Request for Continued Examination is included herewith. No additional fee is believed to be due for this filing. However, the Patent Office is hereby authorized to charge any additional fees required for this filing to Deposit Account No. 50-0872. In response to the Office Action mailed on August 7, 2002 ("Paper No. 14"), please consider the following remarks.